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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313

on March 24, 2004

Date of Deposit

Amanda M. Church

Name of applicant, assignee or

Registered Representative

Amanda Church

Signature

March 24, 2004

Date of Signature

Case No. 659/789 (14,676.10)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Romme et al.

Serial No.: 09/844,731

Examiner: Bryant

Filed: April 27, 2001

Group Art Unit: 3726

For: SYSTEM AND METHOD  
FOR REFILLING A  
DISPENSER

**NOTICE OF APPEAL FROM THE EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

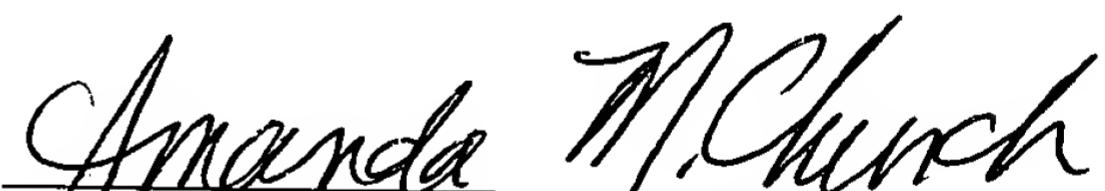
Applicant hereby appeals to the Board of Appeals from the decision dated September 24, 2003 of the Examiner finally rejecting Claims 57-63.

The item(s) checked below are appropriate:

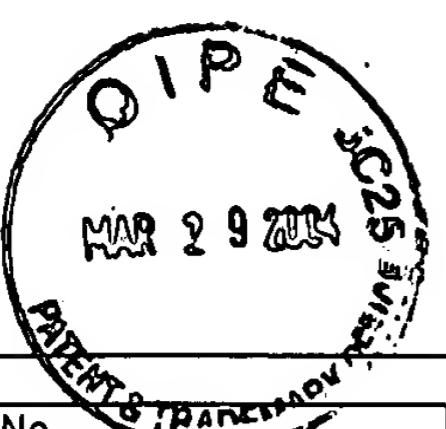
1.  An extension of time to respond to the final rejection was granted on March 22, 2004 for 3 month(s).
2.  A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3.  Fee \$330.00 Other than a Small Entity  
 Enclosed  
 Not required (Fee paid in prior appeal)  
 Charge to Deposit Account No. 23-1925 (One additional copy of this Notice enclosed herewith)  
 The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
4.  I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: March 24, 2004

  
\_\_\_\_\_  
Amanda M. Church  
Registration No. 52,469  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, IL 60610  
(312)321-4200



TRANSMITTAL LETTER			Case No. 659/789 (KC 14,676.10)
Serial No. 09/844,731	Filing Date April 27, 2001	Examiner Bryant	Group Art Unit 3726
Inventor(s) Romme et al.			
Title of Invention System and Method for Refilling a Dispenser			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (in dup.); \$330.00 check for filing fee; and return postcard.

- Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- Applicant claims small entity status. See 37 CFR 1.27.
- Petition for a \_\_\_\_\_ month extension of time.
- No additional fee is required.
- The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity		Other Than Small Entity	
Rate	Add'l Fee	Rate	Add'l Fee
x \$9=		x \$18=	
x 43=		x \$86=	
+\$145=		+\$290=	
	Total add'l fee		Total add'l fee

- Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- A check in the amount of \$330.00 to cover the filing fee is enclosed.
- The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
 Amanda M. Church  
 Registration No. 52,469  
 Attorney for Applicant  
 Customer No. 00757 - Brinks Hofer Gilson Lione

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 Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 24, 2004.

Date: March 24, 2004 Signature: A church